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1. The first part of the report is a summary of the work done during the period covered by the report.

2. The second part of the report is a detailed account of the work done during the period covered by the report.

3. The third part of the report is a summary of the results of the work done during the period covered by the report.

4. The fourth part of the report is a summary of the conclusions reached during the period covered by the report.

5. The fifth part of the report is a summary of the recommendations made during the period covered by the report.

Enclosures

cc: Mr. Stephen Berry
Idaho Department of Environmental Quality
stephen.berry@deq.idaho.gov

Mr. David Anderson
IDEQ, Twin Falls Regional Office
david.anderson@deq.idaho.gov

Mr. Jeff Jermunson
VP of Operations, Rim View Trout Farm
jeff.jermunson@clearsprings.com

Ms. Mandi Eldridge
Complex Manager, Rim View Trout Farm
mandi.eldridge@clearsprings.com

Mr. Tom Scott
Director of Farm Outgrow Operations, Rim View Trout Farm
tom.scott@clearsprings.com

of the effective date of this permit. A new permittee must submit the certification with the written Notice of Intent to be covered under this permit.”

Part II.F.4 of the Permit states, “The permittee must amend the QA Plan whenever there is a modification in sample collection, sample analysis, or other procedure addressed by the QA Plan and must update it whenever there is a change in ownership or operator.”

At the time of the inspection, the inspector noted that the Facility representative did not sign and certify the Quality Assurance Plan (QAP). In addition, the QAP identified the previous hatchery manager, Doug Foss, as the current hatchery manager. Failure to certify the QAP and keep it current are violations of Parts II.F and II.F.4 of the Permit.

2. Part III.G of the Permit states, in part, “With any change in operator, the BMP plan must be reviewed and modified, if necessary. The new operator must submit a certification in accordance with Part III.C., above.”

At the time of the inspection, the inspector noted that the Best Management Practices (BMP) plan identified specific employees and their roles. The BMP plan included staff no longer working at the facility such as Mr. Foss, the former Hatchery Manager. Failure to update the BMP plan is a violation of Part III.G of the Permit.

3. Part V.B.1 of the Permit states, in part, “The permittee must sign and certify all DMRs, and all other reports, in accordance with the requirements of Part VII.E. (“Signatory Requirements”).”

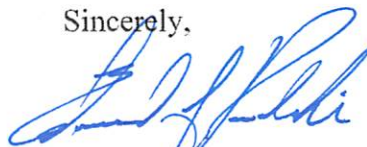
At the time of the inspection, the inspector noted that a Facility representative had not signed the January 2016 DMR. Failure to sign and certify the DMRs is a violation of Part V.B.1 of the Permit.

On December 21, 2015, the NPDES Electronic Reporting Rule became effective. Permittees with a DMR requirement will have one year from this date to submit DMRs through NetDMR. Additional information is enclosed (Enclosure B).

Although our goal is to ensure NPDES facilities comply fully with their permits, the ultimate responsibility rests with the permittee. As such, I want to strongly encourage you to continue your efforts to maintain full knowledge of the Permit requirements, and other appropriate statutes, and to act appropriately to ensure compliance. Notwithstanding your response to this letter, EPA retains all rights to pursue enforcement actions to address these and any other violations.

I have enclosed a copy of the inspection report (Enclosure C). If you have any questions concerning this matter, please do not hesitate to contact Raymond Andrews of my staff at (206) 553-4252.

Sincerely,



Edward J. Kowalski
Director



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10

1200 Sixth Avenue, Suite 900
Seattle, Washington 98101-3140

MAY 3 1 2016

OFFICE OF
COMPLIANCE AND ENFORCEMENT

Reply to: OCE-101

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

NOTICE OF VIOLATION

Mr. Randy McMillan
Operator
Rim View Trout Farm
P.O. Box 712
Buhl, Idaho 83316

Re: Rim View Trout Farm – Clear Springs Foods, Inc.
NPDES Permit Number IDG130010

Dear Mr. McMillan:

On behalf of the United States Environmental Protection Agency (EPA), I would like to express my appreciation for your time and cooperation during the March 9, 2016, Clean Water Act (CWA) inspection of Rim View Trout Farm ("Facility"). The purpose of the inspection, and subsequent administrative file review, which included Discharge Monitoring Reports (DMRs) submitted by the Facility, was to determine compliance with the requirements of the CWA and the National Pollution Discharge Elimination System (NPDES) general permit number IDG130010 ("Permit") for *Aquaculture Facilities in Idaho, subject to Wasteload Allocations under Selected Total Maximum Daily Loads*. The purpose of this letter is to notify you of the results of the EPA's inspection and administrative file review. No effluent violations were found during the administratively file review of DMRs from March 2011 through April 2016.

ADMINISTRATIVE FILE REVIEW

Part II.E.6 of the Permit states, in part, "Receiving water monitoring results must be submitted to EPA with copies to IDEQ with the DMRs for the month when the monitoring is conducted."

During a review of administrative files from March 2011 through April 2016, EPA found that three quarterly receiving water monitoring reports were late. These are violations of Part II.E.6 of the permit. A list of the violations is enclosed (Enclosure A).

MARCH 2016 INSPECTION

1. Part II.F of the Permit states, in part, "A permittee must certify that a QA Plan has been developed and is being implemented and must submit the certification, which includes the information specified in Appendix F, to EPA and to the responsible IDEQ office (§I.C.1, above) within 90 days